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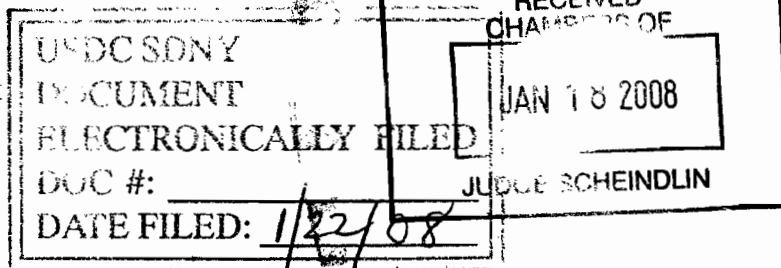
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January 18, 2008

By Hand

Hon. Shira A. Scheindlin  
U.S. District Court for the  
Southern District of New York  
Daniel Patrick Moynihan  
United States Courthouse  
500 Pearl Street, Room 1620  
New York, New York 10007*The Bank of New York v. Tyco International Group S.A., et al.*  
07 CV 4659 (SAS)

Dear Judge Scheindlin:

This firm represents plaintiff The Bank of New York in the above-captioned action.

In light of defendants' recently filed cross-motion for summary judgment, we write to request that Your Honor approve a modification to the briefing schedule that the Court set for the briefing of plaintiff's motion for summary judgment.

As reflected in the attached stipulation, which we are today sending to the Orders and Judgments Clerk, we request a one-week extension (from January 25 to February 1) of plaintiff's time to file a brief in further support of its motion and in opposition to defendants' cross-motion. Defendants would then have two weeks (until February 15) to file their reply.

Consent of all parties has been obtained. This is the second request relating to the briefing schedule for plaintiff's summary judgment motion (the prior

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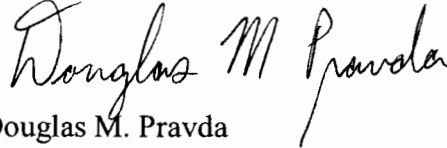
Hon. Shira A. Scheindlin

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request was granted), but the first request addressing the briefing schedule for defendants' cross-motion.

I appreciate the Court's attention to the foregoing.

Respectfully submitted,



Douglas M. Pravda

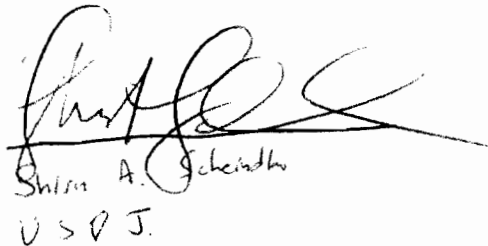
cc: (by email)

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Plaintiff's request is denied. Plaintiff's reply brief remains due on January 25, 2008. Defendants' reply to plaintiff's cross-motion response is due on February 1, 2008.

SO ORDERED

Date: New York, New York  
January 18, 2008



Shira A. Scheindlin  
U.S.D.J.